

SPECIAL CALLED MEETING

AUGUST 18, 2014

THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, TENNESSEE held a Special Called Meeting in the Municipal Building, 601 East Main Street, Johnson City, Tennessee on Monday, August 18, 2014.

PRESENT: Vice-Mayor Clayton Stout, Commissioners Jeff Banyas and Jenny Brock, Pete Peterson, City Manager, and Janet Jennings, City Recorder.

ABSENT: Mayor Ralph Van Brocklin and Commissioner David Tomita.

The meeting convened at 5:34 p.m.

Upon motion by Commissioner Jeff Banyas, seconded by Commissioner Jenny Brock, **Ordinance No. 4557-14**, "AN ORDINANCE TO CALL FOR A REFERENDUM TO AMEND THE CHARTER OF THE CITY OF JOHNSON CITY BY DELETING A CERTAIN SECTION THEREFROM IN ITS ENTIRETY AND TO ENACT AND SUBSTITUTE IN LIEU OF THAT DELETED SECTION A NEW SECTION AND TO SUBMIT SAID AMENDMENT TO THE QUALIFIED VOTERS OF THE CITY OF JOHNSON CITY, TENNESSEE IN THE NEXT GENERAL ELECTION TO BE HELD ON THE FIRST TUESDAY IN NOVEMBER, 2014, AND TO REQUEST THE ELECTION COMMISSIONERS OF WASHINGTON, CARTER AND SULLIVAN COUNTIES, TENNESSEE TO PLACE THE PROPOSED AMENDMENT UPON THE OFFICIAL BALLOT," was **passed on third reading**. The motion **carried** by three ayes. There were no nay votes.

ORDINANCE NO. 4557-14

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TUESDAY IN NOVEMBER, 2014, AND TO REQUEST THE ELECTION
COMMISSIONERS OF WASHINGTON, CARTER, AND SULLIVAN COUNTIES, TENNESSEE TO
PLACE THE PROPOSED AMENDMENT UPON
THE OFFICIAL BALLOT.

BE IT ORDAINED BY THE CITY OF JOHNSON CITY as follows:

SECTION I. That the Charter of the City of Johnson City is amended by deleting the present Section 23 and substituting therein a new section, which shall provide as follows:

Section 23. FILLING VACANCIES.

That when any vacancy in the Board of Commissioners shall occur, caused by death, resignation, removal from the city, or otherwise, the Board of Commissioners shall have the power to provide an incumbent for said office until the next regular city election coming thereafter, at which time the qualified voters of the City of Johnson City shall fill said office for the unexpired term or for a new term, as the case may be.

SECTION II. BE IT FURTHER ORDAINED that the foregoing amendment to the Charter of the City of Johnson City, Tennessee shall be submitted to the qualified voters of the City of Johnson City in the next general election to be held on the first Tuesday in November, 2014.

SECTION III. BE IT FURTHER ORDAINED that the Election Commissioners of Washington, Carter, and Sullivan Counties, Tennessee are hereby requested to place the foregoing proposed amendment on the official ballot, with the question to be proposed in substantially the following words:

“Shall the Charter of the City of Johnson City be amended so that when any vacancy in the Board of Commissioners shall occur, caused by death, resignation, removal from the city, or otherwise, the Board of Commissioners shall have the power to provide an incumbent for said office until the next regular city election coming thereafter, at which time the qualified voters of the City of Johnson City shall fill said office for the unexpired term or for a new term, as the case may be?”

SECTION IV. BE IT FURTHER ORDAINED that all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION V. BE IT FURTHER ORDAINED that this ordinance shall take effect upon third and final reading and publication, as required by law, the public welfare requiring it.

PASSED IN OPEN, PUBLIC MEETING ON
THE FIRST READING 08/07/2014

PASSED IN OPEN, PUBLIC MEETING ON
THE SECOND READING 08/11/2014

PASSED IN OPEN, PUBLIC MEETING ON
THE THIRD READING 08/18/2014

APPROVED AND SIGNED IN OPEN MEETING
ON THE 18th DAY OF August, 2014
FOLLOWING PASSAGE ON THIRD READING.

/s/ W. C. Stout
VICE-MAYOR

ATTEST:

/s/ Janet Jennings
CITY RECORDER

APPROVED AS TO FORM:

/s/ James H. Epps, IV
STAFF ATTORNEY

The meeting adjourned at 5:40 p.m.

RALPH VAN BROCKLIN
MAYOR

JANET JENNINGS
CITY RECORDER